GOVERNMENT OF ANDHRA PRADESH
ABSTRACT

B.C.Welfare Department – Appeal petition filed by Sri Muppalla Suresh, S/o Gopala Raju, R/o Fathekhanpet, Nellore District against cancellation of his Caste Certificate by the Collector and District Magistrate, SPSR Nellore District vide Proceedings Rc.No.C5(M)45/2019, dated:29.05.2021 – Appeal petition remit back to the District Collector and Magistrate, SPSR Nellore under Section 7(3) and 8(1) of the Andhra Pradesh (Scheduled Caste, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act No.16 of 1993) – Orders – Issued.

BACKWARD CLASSES WELFARE (F) DEPARTMENT

G.O.Ms.No.14 **Dated:28.02.2024.**

Read the following:

1. Proceeding of the Collector & District Magistrate, SPSR Nellore District vide Rc.No.C5(M)45/2019, dated:29.05.2021.
2. Appeal petition filed by Sri Muppalla Suresh, S/o Gopala Raju, R/o Fathekhanpet, Nellore District, dated:04.07.2021.
3. Govt., Memo No.1511/BCW/F/2021, dated:19.08.2021.
4. From the Collector and District Magistrate, SPSR Nellore District Lr.Rc.No.C5(M)45/2019, dated: 02.11.2021.
5. Govt. Memo No.1484965-2303/BCW/F/2022, dated: 23.03.2022.
6. Govt. Memo No.1484965/BCW/F/2023, dated: 25.01.2024.

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ORDER:

In the reference 1st read above the Collector and District Magistrate, SPSR Nellore District has issued orders cancelling "AGNIKULAKSHATRIYA (BC-A)" Caste Certificate issued by the then Tahsildar Nellore in favour of Sri Muppalla Suresh, S/o Gopala Raju.

2. In the reference 2nd read above, Sri Muppalla Suresh, S/o Gopala Raju has filed an appeal petition before the Government, against the proceedings in the reference 1st read above. After examining the said Appeal petition, Government have admitted the Appeal Petition and called for the para-wise remarks and connected records from the Collector & District Magistrate, SPSR Nellore District vide reference 3rd read above.

3. In the reference 4th read above, the Collector and District Magistrate, SPSR Nellore District has furnished the parawise remarks and connected records on the Appeal Petition of Sri Muppalla Suresh, S/o Gopala Raju.

4. In the reference 5th read above, intimation for hearing of caste appeal has been communicated to the concerned officials and the appellant with a request to attend the hearing on 24.03.2022 with relevant documents in support of their contentions. The Appellate Authority conducted the hearing of the caste appeal on 24.03.2022 and based on the request of the appellant the case was adjourned to the next session. In the reference 6th read above, while informing

hearing scheduled the officials and the appellant were requested to appear before the appellate authority. The Caste Appeal filed by Sri Muppalla Suresh, S/o Gopala Raju was heard by the Appellate Authority on 06.02.2024.

5. The Government (Appellate Authority) have examined all relevant documents related to the Caste Appeal of Sri Muppalla Suresh, S/o Gopala Raju; the observations of the Collector and District Magistrate, SPSR Nellore District vide proceedings in the reference 1st read above, and para wise remarks submitted by him vide reference 5th read above, and after taking into consideration of the arguments adduced by the Appellant at the time of hearing held before the Appellate Authority on 06.02.2024, the Government (Appellate Authority) has opined that the additional documents produced by the appellant has to be re-examined/re-enquired by the District Authority concerned.

6. Accordingly, Government after careful examination of the entire matter and in exercise of the powers conferred under Section 7(3) and 8(1) of the Andhra Pradesh (Scheduled Caste, Scheduled Tribes and Backward Classes) Regulation of Issue of Community Certificates Act, 1993 (Act No.16 of 1993), is hereby remit back the case (appeal petition) to the Collector and District Magistrate, SPSR Nellore District and he is directed to conduct re-enquiry on the community claim of Sri Muppalla Suresh, S/o Gopala Raju duly taking into the consideration of the documents produced by the appellant before the Government i.e., Appellate Authority at the time of hearing of the case on 06.02.2024 and the arguments educed by the appellant in favour of his claim by giving reasonable opportunity and to pass an appropriate order thereafter.

7. The Collector and District Magistrate, SPSR Nellore District shall take necessary further action in the matter accordingly.

(BY ORDER AND IN THE NAME OF THE GOVERNOR OF ANDHRA PRADESH)

G.ANANTHA RAMU
SPECIAL CHIEF SECRETARY TO GOVERNMENT

To
The Collector and District Magistrate, SPSR Nellore District (relevant original records enclosed).
Sri M.Suresh, S/o. Gopala Raju, R/o. Fathekhanpet, Nellore City, SPSR Nellore District.

Copy to:

The Director, B.C.Welfare, A.P., Vijayawada.
The OSD to Hon' Minister (BCW).
PS to Spl. CS to Government, B.C. Welfare Department, A.P.Secretariat, Velagapudi.
S.C/S.F.

//FORWARDED::BY ORDER//

SECTION OFFICER

28/2/24